IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Nicholas R. Bachur, Jr. APPLICANT(S):

SERIAL NO.: Continuation of USSN 09/892,012 GROUP: 1744

FILING DATE: Filed Herewith **EXAMINER:** D. A. Redding

FOR: System and Method for Optically Monitoring the Concentration of a Gas in a

Sample Vial Using Photothermal Spectroscopy to Detect Sample Growth

Commissioner for Patents PO Box 1450 Alexandria, VA 22313

Sir:

PRELIMINARY AMENDMENT PRIOR TO CALCULATING FILING FEE

Prior to calculation of the filing fee and examination of the subject Rule 1.53(b) continuation application, Applicants request entry of the following amendments.

IN THE SPECIFICATION

As the first line of the specification, please insert -- This is a continuation of US application Serial No. 09/892,012, filed June 26, 2001.--

Respectfully submitted.

Bruce S. Weintraub Attorney for Applicant

Reg. No. 34,277

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